PROJECT FICHE FOR PHARE 2006

for

HOME AFFAIRS

Continuing the development of the asylum and migration systems in Romania

PHARE 2006/018-147.03.12.3
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1. Basic Information

1.1 CRIS Number:
PHARE 2006/018-147.03.12.3

1.2 Title:
Continuing the development of the asylum and migration systems in Romania

1.3 Sector:
Home Affairs

1.4 Location:
Bucharest, Romania

1.5 Duration:
18 months

2. Objectives

2.1 Overall Objective:
To continue the ongoing institutional modernization and approximation of European Union acquis in order to prepare the Romanian authorities to participate in the European Union common migration and asylum system as well as continuing the improvement of the asylum and migration management.

2.2 Project purpose:
To increase the Romanian authorities’ capacity related to implementation of specific procedures in managing the stay of aliens and reducing the illegal migration in Romania and to social integration of refugees in the Romanian society, in line with the European Union standards and best practices.

2.3 Accession Partnership (AP) and NPAA priority
This project relates to the priority areas for Romania’s membership preparation, as underlined in the Accession Partnership (AP) and the National Programme for Romanian Accession. Both recognize the enhancement of migration and asylum management as a high-priority at national level, as follows:

Accession Partnership
Developing the Romanian social integration system of refugees through developing the related legislation and integration programmes, training the central and local authorities and increasing the public awareness related to refugees.

Continue efforts to combat illegal immigration through and from Romania, with special attention to organisations facilitating the illegal entry of human beings (in particular women and children) in EU member states.

National Plan for Adoption of the Acquis
Short-Term Priorities
• Harmonisation of legislation and developing of inter-agency co-operation regarding migration and asylum issues and strengthening the institutional capacity to control the migration phenomenon;
• Continuation of the restructuring of institutions with abilities in the migration and asylum fields and alignment of migration, asylum and visa policy to the European standards and practices through close inter-institutional cooperation;

Medium-Term Priorities:
• To develop the capacity to deal with migrants and asylum seekers.

2.4 Contribution to National Development Plan
Not applicable.

2.5 Cross Border Impact
Not applicable.

3. Description

3.1 Background and justification:
In the field of legislative and procedural development, both the Authority for Aliens and the National Refugee Office have benefited of specialized expertise from EU Member States through different twinning projects. The Phare 2004 project comprises a twinning component aimed at updating the primary and secondary legislation in asylum and migration field, as well.

Emergency Ordinance 194/2002 on the aliens’ regime in Romania, amended by Law 357/2003, Law 482/2004, Emergency Ordinance 113/2005 and Law 306/2005 is the most important legislative tool for the management of migration flows and combating illegal migration Romania. Based on its latest amendments on return measures, namely the organization of joint flights for removal of third country nationals from the territory of the Member States, the twinning component of project Phare 2004 provides training courses and workshops for developing return programmes, as well as procedures compatible with EU best practices in the field.

In the field of asylum, a new legislation framework came into force in May 2004 (G. O. nr.44/2004 on social refugee integration into Romanian society and methodological norms relating to this law) that clearly established a system of refugee integration. All authorities and some NGO’s (CNRR, ARCA, JRS, and Save the Children) were involved in drafting the legislation.

The areas of detection of forged/counterfeit documents, and the control and detection of aliens with illegal stay have been slightly covered by the previous projects. In the process of enhancing the institutional capacity of AfA, the number of staff at operational level has been increased. Thus, the level of expertise of the newly hired staff needs to be addressed through training and other specific means. Moreover, the equipment necessary in operational actions has to be updated and increased in number.

For a better coordination of the territorial staff by the specialists of the central departments, a dedicated unit within AfA should be created. The main attributions of this structure would be supporting the territorial staff in performing control and detection actions in their area of responsibility and overcoming crisis situations related to migrants with illegal stay in Romania. Also, this unit should have a coordinating role in the implementation of the return measures, especially of those organised jointly by the Member States to remove third country nationals from their territories.
With the accession of Romania to the EU, it is expected that the migration flow shall increase, with consequences over the complexity of processes and tasks of the competent authorities. Having in mind that the means of illegal entry to Romania shall be diversified (new routes, new methods of forgery in travel and ID documents etc.), there should be established new ways and tools to counteract such attempts. To this end, AfA requires a comprehensive database with information from countries of origin, specimens of current ID and travel documents, case studies etc., and possible international cooperation and access to joint databases.

It has been noticed that the quality of services offered by AfA to the public should be improved, especially the daily work performed by the desk officers in direct contact with the foreign applicants. Thus, it is considered that it is necessary to provide practical information on the legal framework and procedures to the applicants, to approach different situations in a professional manner (e.g. dealing with large number of applicants, solving unusual situations etc.). Such initiatives would have a beneficial effect on the capacity of the staff to solve applications in an efficient way and, consequently, reduce the number of undesired situations, such as complaints and delays.

Within the previous twinning project RO 03/IB/JH/04, the staff of AfA, and mainly the PR unit, were trained only in the appropriate use of the communication tools, such as public surveys, printed materials, internet etc. A first step in improving the quality of services to the public was made by creating the web page of AfA, aimed at providing legislative and practical information to the public on a permanent basis. Moreover, the AfA specialists were supported by MS experts in analysing the possibility of establishing an appointment system.

The MS experts can bring their contribution to continue the developments started at the level of AfA. Based on their long experience in managing internet sites in their organizations, they can provide assistance to the Romanian specialists in updating the AfA web page. The Romanian employees with responsibilities in dealing directly with the aliens (processing applications for residence permits, solving claims and different legal requests), mainly desk officers from the territorial level, should be trained in approaching the public and solving specific daily and special situations. To bring such training to maximum effect and better promote the professional approach amongst AfA personnel, a conduct guide should be drafted at the level of AfA.

**The Government strategy in the sector** is the *National Migration Strategy*, adopted through Government Decision no. 616/2004. The objectives of this unitary conception on the immigration in Romania are achieved by the competent institutions in the field, through actions provided by an Action Plan, adopted by the Government on a yearly basis.

The main part of the Strategy is represented by its Policies, which provide guidance towards a unitary approach of the issues related to the immigration, asylum and integration of third country nationals in Romania.

In this regard, the *Policy on regular immigration* promotes legal admission and stay of aliens on the Romanian territory, by appropriate implementation of legal provisions aligned to EU and international standards, without affecting the right to free movement of persons. The *Policy on preventing and combating illegal immigration* stipulates the monitoring of the illegal migratory flows affecting the Romanian territory by intensifying the efforts of the competent authorities, in order to identify and remove the aliens with illegal stay from Romania.

The overall objective of the *Policy on return of aliens/voluntary repatriation* is to raise the action level of the state, having in mind that an efficiency policy on return represents an integral component within the overall area of management of immigration issues, including combating illegal immigration.
The social integration of refugees and aliens with legal stay in Romania is also subject to the National Migration Strategy. The National Refugee Office has the role of coordination the activities of the other central institutions and local authorities involved in refugees’ integration process.

Involvement of the Civil Society

The personnel of AfA and NRO have had a very good collaboration with various organisations, such as UNHCR and the Romanian National Committee for Refugees (CNRR) in conducting specific communication activities, e.g. public surveys, drafting content of printed materials. At this point, these organisations, as well as the chain partners within the Ministry of Administration and Interior, agree that such collaboration should continue, through exchange of experience and maintaining an active network in the PR area.

Considering the above mentioned situation, AfA and NRO identified the a few gaps, that can be eliminated/reduced through the implementation of project, as follows:

1. AfA needs increased capacity of detection of forged/counterfeit documents, as well as control and detection of aliens illegally residing in Romania.
2. The social integration legislation needs to be fully implemented and NRO should recruit and train additional staff.
3. The asylum system requires further development of programme activities on the integration of refugees and other categories of aliens with legal stay in Romania.
4. The quality of the service provided by AfA to the aliens/public needs to be improved.

3.2 Sectoral rationale

3.2.1 Identification of projects

Not applicable.

3.2.2 Sequencing

Not applicable.

3.3 Results

Increased Romanian authorities’ capacity related to migration, asylum and social integration of refugees in the Romanian society.

Twinning Project

- Employees of central departments and territorial branches of AfA trained as regards the procedures of control and detection of aliens with illegal status in Romania;
- Crisis Management Unit of AfA operational;
- Database on aliens’ documents and relevant information created;
- Programmes and legislative provisions as regards the social integration of refugees in Romania reviewed and developed;
- Central and local authorities trained according to EU best practices based on a training needs evaluation of the target groups;
- Central and local communities aware of the social integration needs of refugees in Romania;
- AfA web page updated
- Employees of the territorial branches trained to provide adequate services to the public/aliens;
- 1 training guide promoting the professional conduct, drafted and disseminated at territorial level
• Operational personnel adequately equipped in order to perform specific missions (150 portable radio stations, 150 metal handcuffs, 150 shock batons);
• Territorial branches of AfA provided with specific equipment for implementing return measures and combat of illegal stay of aliens (45 UV lamps, 45 digital photo cameras, 4 first aid kits).

3.4 Activities (including Means)

Twinning Project
• Training in control and detection of aliens with illegal stay in Romania;
• Creation of a Crisis Management Unit;
• Creation of a database on aliens’ documents and other relevant information;
• Evaluation of the national legislation concerning the social integration of refugees in the Romanian society;
• Evaluation of the social integration programmes for refugees developed in Romania;
• Drafting/revision of the necessary legislation, if necessary, based on its evaluation recommendations;
• Development/revision of the social integration programmes for refugees, according to the recommendations of its evaluation;
• Evaluation of the training needs for the target group (central and local authorities);
• Training preparation (including developing of a training manual);
• Training delivery through seminars, workshops together by NRO trainers and EU experts;
• Assistance in developing the terms of reference for the awareness campaign;
• Implementation of the awareness campaign;
• Update of the AfA web page;
• Training in public services;
• Procurement of individual communication/ intervention equipment and specific office equipment for combating the illegal stay of aliens

3.5 Linked Activities
The 1996 Phare Horizontal Project assisted in the development of a National Action Plan and the establishment of the basic structures and legal framework.


The Phare 2000 Border Management Programme (2000 – 2004) had an investment component focusing on setting up an IT system for on-line processing of visa applications, funding the equipment necessary for a pilot project and supporting inter-agency co-operation. Other sub-projects focused on enhancing border management through training development, supply of mobility, communications, tactical support, and surveillance equipment, as well as on asylum management, providing for a Twinning on the development of the Asylum System (notably on the implementation of the new Refugee Law, accommodation and case processing centres, as well as on the establishment of a central research and documentation centre dealing with country of origin-information), as well as improvement of infrastructure for refugee accommodation and creating the conditions for a more effective refugee determination procedure near the eastern and western Romanian border.

Within the Phare Project RO 0107.17 “Strengthening the management of the migration phenomenon in Romania”, the twinning component (RO 01/IB/JH 01) was implemented at the level of AfA, between August 2002 – April 2004. The achieved results were the creation of a legal framework for a better management of migration, approximated to the EU acquis as regards the regime of aliens, development of the institutional framework of the authorities dealing with immigration issues, elaboration of a coherent National Migration Strategy, including fight against illegal migration for Romania, developing legislation and programmes for
the integration of recognized refugees and other aliens with legal stay in Romania (including the implementation of an awareness raising campaign) and promotion of international co-operation to combat illegal migration.

Through investments, AfA developed the infrastructure for managing the migration phenomenon in Romania, namely the modernisation of the Otopeni Accommodation Centre for aliens taken into public custody and the set-up of the IT System for Management of Aliens.

The Phare Twinning Project RO/02/IB/JH 02 “Further development of the legislative practice and institutional framework in the field of asylum and refugees” has only recently been finalised (August 2005). The project has achieved all its immediate objectives as follows: (i) to further harmonise the Romanian legal framework on asylum with the acquis communautaire and EU standards, (ii) to further enhance the capacity of the National Refugee Office’s (NRO) in dealing with Safe Third Country-related procedures in view of future accession to the Dublin II Convention, (iii) to further enhance NRO’s capacity in dealing with unaccompanied minors and (iv) to develop a Master Plan for the introduction of the EUROPAC-system in Romania.

The Phare 2003 "Strengthening Migration Management" focuses on further increasing the professional management and monitoring capacity within both the migration management structures and accommodation centres for illegal immigrants. Creating a Research and Analysis Centre and a PR Unit has developed the institutional framework. The first unit is designed to conduct research and issue statistical products concerning the immigration trends, through methods currently used by EU Member States, while the latter has to perform the communication activities in relation with the AfA employees, the aliens/public and the media. In the field of dealing with illegal immigrants, the personnel assigned to the accommodation centres and to relevant departments of AfA were trained on specific procedures and methods. Through investments, an important territorial unit of AfA is being modernised, and a special attention is given to improving the facilities related to the work with the public.

The Phare 2004 “Strengthening the institutional and operational capacity of migration and asylum management” focuses on enhancing the institutional capacity of the migration and asylum management authorities to co-ordinate and implement the responsibilities within the Romanian asylum and migration system in line with the European Union standards and best practices of EU Member States. One of its twinning components aims at training the AfA personnel in the field of combating illegal immigration, specifically to provide training as regards the joint returns and other procedures, in accordance with the EU best practices in the field. Through investments, the operational capacity of AfA, shall be improved by providing the territorial units with operational and transportation vehicles.

Other EU programmes

PHP Project on Visa, Migration and Border Management includes the Visa and Migration Module. The project started in January 2001 and it was finalised in May 2002 under the overall co-ordination of Austria (for Visa Module) and Denmark (for Migration Module).

High Impact Operation (HIO) at the future borders of the European Union. During the operation, the Member States have placed resources (experts and equipment) at the disposal of the participating applicant countries, and have collaborated and exchanged experience with them in the field. The project has the political support of the European Commission, which is co-financed by the HIO through the Odysseus Programme.

Other donors

Programme with the International Organisation of Migration, aimed at social and professional reintegration the women being victims of human being trafficking and the social reintegration of Romanians who returned from Belgium, Holland and Finland;
On 22 September 2003, the Romanian Parliament approved the Law no. 374 for ratifying the Memorandum of Understanding between the International Organization for Migration and the Government of Romania on cooperation in the field of assisted humanitarian voluntary return, signed at Bucharest on 28 June 2002. Through this document there are established concrete methods for co-operation between the Authority for Aliens, institution with competence in the field of return of the aliens, and the International Organization for Migration. The two institutions will initiate and implement programs for voluntary return of the aliens who are in the illegal situation on the Romanian territory and who wish to return in their origin or domicile countries.

The Authority for Aliens has elaborated an implementation mechanism for these programs, the first pilot program being launched in order to promote voluntary return of around 185 persons until the end of this 2005.

The proposed Project shall further improve the knowledge and skills, as regards the combat of illegal immigration, and specifically the assisted voluntary returns, acquired by the AfA personnel within the IOM programme.

3.6 Lessons learned:
see Annex 7.

4. Institutional Framework

The main beneficiaries of the projects are the Authority for Aliens and the National Refugee Office, within the Ministry of Administration and Interior, at both the central and territorial level. These institutions are in charge of enforcing, in a unitary manner, the legal provisions on migration and asylum related issues.

The new staff of NRO from the accommodation centres shall benefit from training by EU experts. Also the relevant staff of the central and local authorities, mainly in the areas where the NRO established accommodation centres (Bucharest, Timisoara, Galati, Radauti, Somcuta Mare), will benefit from information and training regarding special aspects of social skills and cultural communication necessary in working with refugees. This training and information activities will contribute to changes in the approaches of civil servants related to specific issues of refugees in the social integration process. One of the constraints in this area can be lack of understanding at the level of the local authorities regarding the necessity to improve the cooperation and quality of social services addressed to refugees, at least in the first phase of the project. Others beneficiaries of the project will be the refugees who will benefit from sensitive services and also Romanian population, mainly from mentioned locations that will be informed about the necessity to support refugees, through the awareness campaign implemented through mass-media. During the project NGO’s will be involved into activities (training and information activities, seminars etc.) and also we’ll try to identify other local NGO’s that could support social integration related activities. We expect that the coordination activity in the refugee integration field will be improved and contact persons from every institution involved will be established.

The MoAI will support the implementation of both projects through:
- Providing the organizational environment required for the success of the project, including the pre-requisite personnel;
- Covering the cost of the national experts, the necessary building infrastructure and related running and administrative costs.

5. Detailed Budget

<table>
<thead>
<tr>
<th>Phare/Pre-Accession Instrument</th>
<th>Co-financing</th>
<th>Total Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Year 2006 Institution Building support</td>
<td>National Public Funds (*)</td>
<td>Other Sources (**)</td>
</tr>
<tr>
<td>-------------------------------------</td>
<td>--------------------------</td>
<td>-------------------</td>
</tr>
<tr>
<td>Twinning Covenant</td>
<td>1.00</td>
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</tr>
<tr>
<td>IB support</td>
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Parallel co-financing

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<th>Supply &amp; services contracts</th>
<th>Phare/Pre-Accession Instrument support</th>
<th>Co-financing</th>
<th>Total Cost</th>
</tr>
</thead>
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<td>National Public Funds (*)</td>
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<td>0.25***</td>
<td>0.25</td>
</tr>
<tr>
<td>Other Sources (**)</td>
<td>0.00</td>
<td>0.00</td>
<td>0.25</td>
</tr>
<tr>
<td>Total Co-financing of Project</td>
<td>0.25</td>
<td>0.25</td>
<td>0.25</td>
</tr>
</tbody>
</table>

| IB support                   | 0.00                                 | 0.25         | 0.25       |

Total project 2006

| 1.00 | 0.25 | 0.00 | 0.25 | 1.25 |

(*) contributions form National, Regional, Local, Municipal authorities, FIs loans to public entities, funds from public enterprises
(**) private funds, FIs loans to private entities
(***) parallel co-financing

The parallel co-financing shall be provided by AfA and NRO, from their allocated budgets.

6. Implementation Arrangements

6.1 Implementing Agency

The Central Finance and Contracting Unit within the Ministry of Public Finance is the Implementing Agency, having responsibilities for procedural aspects of tendering, contracting and payments.

The Implementing Authority for the current project will be the Ministry of Administration and Interior through its subordinated structures – Authority for Aliens and the National Refugee Office. Within the Ministry of Administration and Interior, the Programme Coordination Unit coordinates the Project Implementation Units of the beneficiaries and reports to the Senior Programme Officer.

The Project Implementation Units (PIUs) within the Authority for Aliens and the National Refugee Office shall be responsible for the daily management of the project, in co-operation with all the beneficiary institutions. The role of the PIUs is to manage and solve all issues concerning the management of the project, including planning and identification of tasks, reporting, and preparation of project documentation, participation in tendering, monitoring and evaluation of activities. The PIUs shall ensure that the parallel co-financing, provided from the budgets of the two institutions, is available and properly managed.
6.2 Twinning Member State(s)
The partner Member State will assign a Project Leader. The MS Project Leader will be a senior officer, highly experienced in the field of migration and asylum. He/She will have overall responsibility for the activities in the Twinning implementation components of the project and will provide necessary support in order to implement these activities. He/She will be located in the Member State.

If the twinning project is carried on by a consortium, the Junior Member State will assign a Co-Project Leader. This person will be involved in all relevant matters related to the project implementation.

The partner Member State will assign a Resident Twinning Adviser (RTA) to the project. The RTA will be a senior civil servant or equivalent staff with strong knowledge and experience in the area of migration and asylum, with expertise and professional experience in HR and institutional capacity development, activity planning, needs assessment and training development. It is necessary that the RTA should know the basic rules to conduct a twinning project on migration and asylum, monitoring and control activities in this field.

The RTA will stay in Romania for a period of 18 consecutive months. He/She will be located in one of the two HQs, in Bucharest, but will travel to other relevant destinations in Romania whenever deemed necessary, upon consultation with the Romanian Project Leader.

There are no Medium Term Experts active in the project.

The Member State(s) will assign Short Term Experts (STEs) to the project. Throughout the duration of the project, STEs will assist the RTA in the planned activities.

The STEs will be experienced officials coming from the partner organisations. They can also be appointed from other organisations and/or NGO’s.

The STEs must possess a general knowledge of migration and asylum issues, training skills and be fluent in English. Together with the Romanian experts, the STEs will take the necessary measures to prepare and carry out the activities in the project. They will work together with the Romanian staff involved in the migration procedures and administration. They will make the necessary proposals to the RTA regarding improvement of current procedures.

Beneficiary Country
The Ministry of Administration and Interior or one of the beneficiary structures (AfA / NRO) will assign the Romanian Project Leader. The Romanian Project Leader will be authorised to request support from any Government institution in all aspects of the ongoing project and to recommend measures in this respect. He/She will report on the project progress to the Senior Programme Officer, who will supervise the necessary legal and statutory procedures on behalf of the Romanian Government in relation with the PHARE procedures. He/She shall keep the RTA informed on all ongoing relevant developments on immigration issues and provides the RTA with all necessary documentation.

Two RTA counterparts shall be assigned to the project, one for each institution. They will be cooperating with the RTA and will coordinate the Romanian experts as regards their field of activity (migration or asylum), on a daily basis, and will report to the Romanian Project Leader.

The two beneficiaries will assign Romanian experts, who will be responsible for successful attainment of the different objectives in the project. Their presence will be ensured throughout the entire project period. The national experts will report to the RTA counterparts and the Romanian Project Leader.

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Fax: 00 40 21 - 410 75 10;  
E-mail: onr@mai.gov.ro

6.3 Non-standard aspects

Not applicable.

6.4 Contracts

The Twinning component will be implemented through a Twinning contract of 1.000.000 Euro.

The parallel co-financing, provided by the Authority for Aliens and National Refugee Office within Ministry of Administration and Interior, will be implemented through 4 supply contracts and one service contract as follows:

**A. Supply contract**

Supply Contract 1 - 150 portable radio stations;
Supply Contract 2 - 150 metal handcuffs, 150 shock batons, 45 UV lamps;
Supply Contract 3 - 4 first aid kits;
Supply Contract 4 - 45 digital photo cameras.

**TOTAL amount allocated for supply contracts is 50.000 euro**
B. Service contract – implementation of the awareness campaign

TOTAL amount allocated for service contract is 100.000 euro

For the implementation of the other twinning activities the maximum amount from co-financing funds is 100.000 euro.

7. Implementation Schedule

7.1 Start of tendering/call for proposals
September 2006.

7.2 Start of project activity
March 2007.

7.3 Project completion
August 2008 but no later than the expiry of the disbursement period pursuant to the Financing Agreement 2006 (18 months after the start of the activity)

8. Equal Opportunity
The Governmental institutions are equal opportunity employers. Equal participation in the project by women and men will be assured and women’s participation will be enforced at the start of the project. All periodical progress review reports and other interim reports will include a specific explanation on measures and policies taken with respect to this equal opportunity for women and men and will provide measurements of achievement of this goal.

9. Environment
All products, which shall be procured within this project, as well as the final results, shall have a reduced impact on the environment and comply with the EU standards.

10. Rates of return
Not applicable.

11. Investment criteria

11.1 Catalytic effect
Not applicable.

11.2 Co-financing
Not applicable.

11.3 Additionality
Not applicable.
11.4 Project readiness and size
Not applicable.

11.5 Sustainability
Not applicable.

11.6 Compliance with state aids provisions
Not applicable.

12. Conditionality and sequencing

No conditionality.

ANNEXES TO PROJECT FICHE

1. Logical framework matrix in standard format.
2. Detailed implementation chart.
3. Contracting and disbursement schedule by quarter for full duration of programme.
4. Reference to feasibility /pre-feasibility studies.
5. Reference list of relevant laws and regulations.
6. Reference list of relevant strategic plans and studies.
7. Lessons learned.
Annex 1 - Logframe

### LOGFRAME PLANNING MATRIX

<table>
<thead>
<tr>
<th>Overall objective</th>
<th>Relates to Copenhagen criterion and acquis chapter</th>
<th>List of other projects with same objective</th>
</tr>
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<tbody>
<tr>
<td>To continue the ongoing institutional modernization and approximation of European Union acquis in order to prepare the Romanian authorities to participate in the European Union common migration and asylum system as well as continuing the improvement of the asylum and migration management.</td>
<td>Chapter 24 – Justice, Freedom and Security; The political criterion: stable institutions guaranteeing democracy, the rule of law, human rights and respect for minorities;</td>
<td>RO 0107.17 “Strengthening the management of the migration phenomenon in Romania” RO 02/000-586.04.14B “Further development of the legislative practice and institutional framework in the field of asylum and refugees” PHARE 2003/005-551.04.14 “Strengthening Migration Management” PHARE 2004/016-772.03.13 “Strengthening the institutional and operational capacity of migration and asylum management”</td>
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<table>
<thead>
<tr>
<th>Project purpose</th>
<th>Objectively Verifiable Indicators</th>
<th>Sources of Verification</th>
<th>Assumptions</th>
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</thead>
</table>

Programme name and number: **PHARE 2006/018-147.03.12.3**

- Contracting period expires: 30 November 2008
- Contract execution period expires: 30 November 2009
- Total budget 1.250 Meuro
- Phare budget : 1.000 Meuro
- National co-financing : 0.250 Meuro
To increase the Romanian authorities’ capacity related to implementation of specific procedures in managing the stay of aliens and reducing the illegal migration in Romania and to social integration of refugees in the Romanian society, in line with the European Union standards and best practices.

- Legislative framework - fully in line with the EU acquis (until Aug 2008)
- Procedural framework - in line with the best practices in the EU Member States (until Aug 2008)
- Time for processing migration cases - comparable with the time in EU countries;
- Number of implemented return measures per number of apprehended aliens illegal stay - increased (until Aug 2008)
- Number of migration-related applications solved in due time increased (until 2008)
- Number of refugees who benefited from social integration related activities – increased (until May 2008)
- Adequate equipment as regards performance and quantities (until May 2008)

<table>
<thead>
<tr>
<th>Results</th>
<th>Objectively Verifiable Indicators</th>
<th>Sources of Verification</th>
<th>Assumptions</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Employees of central departments and territorial branches of AfA trained as regards the procedures of control and detection of aliens with illegal status in Romania; 2. Crisis Management Unit within AfA operational 3. Database on aliens’ documents and relevant information created 4. Programmes and legislative provisions as regards the social integration of refugees in Romania reviewed and developed;</td>
<td>At least 120 employees trained in the field of procedures of control and detection of aliens with illegal status in Romania (until Aug 2008); At least 100 employees trained to provide adequate services to the public/aliens (until Aug 2008) 1 awareness campaign implemented among local communities as regards the social integration of refugees in Romania (until May 2008); 1 training manual drafted (until Jun 2008)</td>
<td>RTA reports  Government official journal  Monitoring and assessment report  NRO and MAI regular reports, studies and analyses</td>
<td>Full commitment of all parties involved in the process;</td>
</tr>
</tbody>
</table>
5. Central and local authorities trained according to EU best practices based on a training needs evaluation of the target groups;
6. Central and local communities aware of the social integration needs of refugees in Romania
7. AfA web page updated
8. Employees of the territorial branches trained to provide adequate services to the public/aliens
9. 1 training guide promoting the professional conduct, drafted and disseminated at territorial level
10. Operational personnel adequately equipped in order to perform specific missions (150 portable radio stations, 150 metal handcuffs, 150 shock batons)
11. Territorial branches of AfA provided with specific equipment for implementing return measures and combat of illegal stay of aliens (45 UV lamps, 45 digital photo cameras, 4 first aid kits)

- Social integration programmes - in line with the EU standards and best practices (*until May 2008*)
- Individual communication and intervention equipment (portable radio stations, handcuffs, shock batons) supplied for at least 150 persons (*until May 2008*)
- Specific equipment for implementing return measures and combat of illegal stay of aliens (UV lamps, photo cameras, first aid kits) supplied for the 45 territorial branches of AfA (*until May 2008*)
<table>
<thead>
<tr>
<th>Activities</th>
<th>Means</th>
<th>Assumptions</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Training in control and detection of aliens with illegal stay in Romania;</td>
<td>• 1 Twinning Contract</td>
<td>• Full commitment of all parties involved in the process;</td>
</tr>
<tr>
<td>• Creation of a Crisis Management Unit;</td>
<td>• Supply &amp; services contracts (parallel c financing)</td>
<td></td>
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<tr>
<td>• Creation of a database on aliens’ documents and other relevant information;</td>
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<tr>
<td>• Evaluation of the national legislation concerning the social integration of refugees in the Romanian society;</td>
<td></td>
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<tr>
<td>• Evaluation of the social integration programmes for refugees developed in Romania;</td>
<td></td>
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<tr>
<td>• Drafting/revision of the necessary legislation, if necessary, based on its evaluation recommendations;</td>
<td></td>
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<tr>
<td>• Development/revision of the social integration programmes for refugees, according to the recommendations of its evaluation;</td>
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<tr>
<td>• Evaluation of the training needs for the target group (central and local authorities);</td>
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<tr>
<td>• Training preparation (including developing of a training manual);</td>
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<td>• Training delivery through seminars, workshops together by NRO trainers and EU experts;</td>
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<tr>
<td>• Assistance in developing the terms of reference for the awareness campaign;</td>
<td></td>
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<tr>
<td>• Implementation of the awareness campaign;</td>
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<tr>
<td>• Update of the AfA web page;</td>
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</tbody>
</table>
- Training in public services;
- Procurement of individual communication/ intervention equipment and specific office equipment for combating the illegal stay of aliens;
Annex 2 - Detailed time implementation chart

<table>
<thead>
<tr>
<th>Twinning Contract</th>
<th>2006</th>
<th>2007</th>
<th>2008</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>D</td>
<td>D</td>
<td>C C C C</td>
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</tbody>
</table>

D = Design  
C = Contracting  
R = Review  
I = Implementation  
X = Closure

Annex 3 - Cumulative contracting and disbursement schedule

All figures in million EURO

<table>
<thead>
<tr>
<th></th>
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<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>CONTRACTED</td>
<td>0.00</td>
<td>1.00</td>
<td>1.00</td>
<td>1.00</td>
<td>1.00</td>
<td>1.00</td>
<td>1.00</td>
<td>1.00</td>
</tr>
<tr>
<td>DISBURSED</td>
<td>0.00</td>
<td>0.60</td>
<td>0.66</td>
<td>0.72</td>
<td>0.78</td>
<td>0.84</td>
<td>0.90</td>
<td>1.00</td>
</tr>
</tbody>
</table>

NB: 1. All contracting should normally be completed within 6-12 months and must be completed within 24 months of signature of the FM.  
2. All disbursements must be completed within 36 months of signature of the FM.
Annex 4 - Reference to feasibility/pre-feasibility studies

Considering that only low cost supply contracts shall be concluded within the project, there is no need for feasibility or pre-feasibility studies.

Annex 5 - Reference list of relevant laws and regulations

1. Emergency Government Ordinance no. 194 of 2002, republished, on the aliens regime in Romania.


5. Internal Norms for implementing EGO 194/2002, republished.


7. Government Decision no. 1708 of 2004 approving the components and the structure of the mechanism for inter-institutional cooperation, as well as the 12 month Action Plan for implementing the National Migration Strategy.

8. Government Decision no. 102 of 2000, republished, regarding the status and refugees regime in Romania.


10. Government Ordinance no. 44 of 2004, regarding the social integration of aliens granted a form of protection in Romania.

Annex 6 - Reference list of relevant strategic plans and studies

1. Monitoring Table on Chapter 24 Justice and Home Affairs.
4. 2005 Action Plan for combating illegal migration and transnational crime, approved by the management of Ministry of Administration and Interior
### Annex 7 - Lessons learnt

**Title:** Continuing the development of the asylum and migration systems in Romania

<table>
<thead>
<tr>
<th>Identified Gaps or Recommended courses of intervention</th>
<th>Action for covering the Gap or implement the recommended intervention</th>
<th>Phare Programming (Project Reference)</th>
</tr>
</thead>
<tbody>
<tr>
<td><em>The Authority for Aliens needs increased capacity of detection of forged/counterfeit documents, as well as control and detection of aliens illegally residing in Romania (Final Report of Twinning Project 03/IB/JH/04)</em></td>
<td><em>Human resources expansion or enhancement:</em> Training of AfA staff as regards control and detection operations according to the best practices in the EU Member States. Creation of a dedicated unit at central level of AfA, assigned to coordination of control and detection actions of territorial branches, overcoming crisis situations, and implementation of return measures. <em>Procedural &amp; systems development (design, operating manuals, including IT):</em> Creation of databases with information on third country. <em>Equipment:</em> Procurement of communication and intervention equipment and office equipment necessary in combating illegal migration.</td>
<td>Phare 2006</td>
</tr>
<tr>
<td><em>Additional efforts are needed to implement the social integration legislation fully and to ensure that the National Refugees Office recruits and trains additional staff (EC’s Romania)</em></td>
<td>Training provided to Central and Local authorities according to the training needs evaluation of the target groups; Raising awareness among local communities as regards the social integration of aliens in Romania;</td>
<td>Phare 2006</td>
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<td><strong>2005 Comprehensive Monitoring Report</strong></td>
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<tr>
<td><strong>Further development of programme activity in the area of integration of refugees and other categories of aliens with legal stay in Romania, based on the new legislation in the field, will be an important component of the asylum system (Final Report of Twinning Project RO 01/IB/JH 01).</strong></td>
<td>Development and extension of the programmes/legislative provisions as regards the social integration of the aliens in Romania.</td>
<td></td>
</tr>
<tr>
<td><strong>The quality of the service provided by the Authority for Aliens to the aliens/public needs to be improved (Final Report of Twinning Project 03/IB/JH/04)</strong></td>
<td>Human resources expansion or enhancement: Training of AfA staff on approaching the public/aliens. Drafting a guide on professional conduct. Evaluation and updating of the web page of AfA.</td>
<td></td>
</tr>
</tbody>
</table>